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COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/975,719	10/10/2001	Frederick M. Ausubel	00786/361003

CONFIRMATION NO. 1062

21559  
CLARK & ELBING LLP  
176 FEDERAL STREET  
BOSTON, MA 02110-2214

FORMALITIES LETTER



\*OC00000007181351\*

Date Mailed: 12/11/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/08/2002 AOSMANI 00000001 09975719

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Certificate of Mailing: Date of Deposit: February 25, 2002

I hereby certify under 37 C.F.R. § 1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to the Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231.

Guy E. Beardsley

Printed name of person mailing correspondence

*Guy E. Beardsley*  
Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Frederick M. Ausubel et al.

Art Unit: 1631

Serial No.: 09/975,719

Examiner: Not yet assigned

Filed: October 10, 2001

Customer No.: 21559

Title: VIRULENCE-ASSOCIATED NUCLEIC ACID SEQUENCES AND USES  
THEREOF

Box Missing Parts

Assistant Commissioner for Patents

Washington, D.C. 20231

REPLY TO NOTICE TO FILE MISSING PARTS

In reply to the Notice to File Missing Parts of Application mailed December 11, 2001 (a copy of which is enclosed), Applicants as a large entity submit herewith the following:

- A Combined Declaration and Power of Attorney in compliance with 37 C.F.R. § 1.63.
- Payment of the surcharge of \$130.00 for late filing of the basic filing fee/declaration.
- Enclosed is a petition to extend the period for replying for 1 month, to and including

February 25, 2002. Also enclosed is a check for \$110.00 for the required fee under 37 C.F.R. § 1.17(a).

If there are any charges, or any credits, please apply them to Deposit Account No. 03-2095.

Respectfully submitted,

*Karen L. Elbing*  
Karen L. Elbing, Ph.D.  
Reg. No. 35,238

Date: 25 February 2002

*James Delaney*  
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